

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
1:12cv327**

TERRY BOYD McENTIRE,

Plaintiff,

v.

**MYRA JOHNSON, KIMBERLY
GOLD, and ISOTHERMAL
COMMUNITY COLLEGE,**

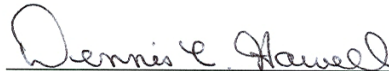
Defendants.

)
)
)
)
)
)
)
)
)
)
)

ORDER

Defendant filed a Motion to Dismiss [# 2] the Complaint. Subsequently, Plaintiff filed an Amended Complaint as a matter of course within twenty one days of the filing of the Motion to Dismiss, as allowed by Rule 15(a)(B). The filing of an amended complaint supercedes the original complaint and renders it void of any legal function in the case. Young v. City of Mount Ranier, 238 F.3d 567, 572 (4th Cir. 2001). Accordingly, the Court **DENIES as moot** Defendants' Motion to Dismiss [# 2].

Signed: November 20, 2012



Dennis L. Howell
United States Magistrate Judge

